

August 17, 2015 7:00 P.M.

JONES COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

JONES COUNTY OFFICE COMPLEX – COMMISSIONERS' ROOM

MINUTES

COMMISSIONERS PRESENT:

Sondra Ipock-Riggs, Chairperson

Joseph Wiggins, Vice-Chairman

Frank Emory, Commissioner

Zack Koonce, Commissioner

Michael Haddock, Commissioner

OFFICIALS PRESENT:

Franky J. Howard, County Manager

Angelica Hall, Clerk

The Chairperson called the meeting to order. Chairperson Sondra Ipock-Riggs gave the invocation.

MOTION was made by Commissioner Frank Emory, seconded by Commissioner Zack Koonce, and unanimously carried **THAT** the agenda be **APPROVED** as presented.

PUBLIC COMMENT PERIOD:

No public comment

1. JURY COMMISSION APPOINTMENT

MOTION made by Commissioner Frank Emory, seconded by Commissioner Zack Koonce and unanimously carried **THAT** Debbie Philyaw be reappointed to the Jury Commission for Jones County.

2. BANKRUPTCY WRITE-OFF REQUEST WATER DEPARTMENT

MOTION made by Commissioner Joseph Wiggins, seconded by Commissioner Frank Emory and unanimously carried **THAT** the write-off request from the Water Department be approved as presented. A copy of this request is marked **EXHIBIT A** and is hereby incorporated and made a part of the minutes.

3. CROSS ROAD NAMING REQUEST

Mr. Franky Howard presented the Board with a letter from the family of Edward Franklin Jones. The letter was a request to rename the crossroad at the intersection of Hwy 41 W, Watering Pond Road and Piketown Road after Mr. Jones. **MOTION** made by Commissioner Mike Haddock, seconded by Commissioner Frank Emory and unanimously carried **THAT** the request be approved and submitted to NCDOT.

4. TAX REFUND REQUEST

Mr. Franky Howard presented the Board with a Tax Refund Request from Mr. Kenneth Jones. Motion made by Commissioner Zack Koonce, seconded by Commissioner Joseph Wiggins and unanimously carried **THAT** the Tax Refund Request be **TABLED** until Mr. Samuel Croom, Jones County Tax Administrator and Mr. Jimmie Hicks, the County Attorney are available to speak about this matter.

5. TROJAN BOOSTER CLUB

MOTION made by Commissioner Joseph Wiggins, seconded by Commissioner Mike Haddock and unanimously carried **THAT** the Trojan Booster Club Membership be renewed for this school year. A copy of this request is marked **EXHIBIT B** and is hereby incorporated and made a part of the minutes.

6. HEALTH BOARD INFORMATION

Mr. Franky Howard presented the Board with attendance information for the Health Board as requested at the last meeting. This is informational only no action needed by the Board.

COUNTY MANAGER'S REPORT

Mr. Franky Howard reported to the Board that everything was on track for the upcoming audit. Also, the concert scheduled for August 22, 2015 has sold-out.

COMMISSIONER'S REPORTS

No Report

PUBLIC COMMENT

Mr. Kyle Koonce thanked the Commissioners for the approval to move forward with the purchase of the new Fire Truck.

MOTION made by Commissioner Joe Wiggins, seconded by Commissioner Zack Koonce, and unanimously carried **THAT** the meeting be **ADJOURNED** at 8:15 pm.

Sondra Ipock-Riggs
Chairperson

Angelica Hall
Clerk to the Board

UNITED STATES BANKRUPTCY COURT
Eastern District of North Carolina New Bern Division

1405/21.538/29.278

EXHIBIT A

1405721-016 -3-JONE
J ALLEN MURPHY
GILLESPIE & MURPHY PA
P O DRAWER 888
NEW BERN, NC 28563

IN RE
DENA K. LINGEFELT
116 LARIAT CIRCLE

NEW BERN, NC 28562
SSN or Tax I.D. XXX-XX-6432

MANAGING or SERVICE AGENT
JONES COUNTY WATER DEPT
PO BOX 355
TRENTON, NC 28585

Chapter 13
Case Number: 14-05721-5-DMW

NOTICE OF MOTION FOR CONFIRMATION OF PLAN

Joseph A. Bledsoe, III, Chapter 13 Trustee has filed papers with the Court to Confirm the Chapter 13 Plan.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to grant the Motion For Confirmation Of Plan, or if you want the court to consider your views on the motion, then on or before 08/28/2015, you or your attorney must file with the court, pursuant to Local Rule 9013-1 and 9014-1, a written response, an answer explaining your position, and a request for hearing at:

U.S. Bankruptcy Court
PO Box 791
Raleigh, NC 27602

If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before the date stated above.

You must also mail a copy to debtor(s), debtor(s) attorney and trustee at the following addresses:

Debtor(s):
DENA K. LINGEFELT
116 LARIAT CIRCLE
NEW BERN, NC 28562

Attorney:
J ALLEN MURPHY
GILLESPIE & MURPHY PA
P O DRAWER 888
NEW BERN, NC 28563

Trustee:
Joseph A. Bledsoe, III
P.O. Box 1618
New Bern, NC 28563

If a response and a request for hearing is filed in writing on or before the date set above, a hearing will be conducted on the motion at a date, time and place to be later set and all parties will be notified accordingly.

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion or objection and may enter an order granting that relief.

Date: July 28, 2015

Joseph A. Bledsoe, III
Chapter 13 Trustee
P.O. Box 1618
New Bern, NC 28563



**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA
NEW BERN DIVISION**

IN RE:

CASE NUMBER: 14-05721-5-DMW

DENA K. LINGEFELT

CHAPTER 13

DEBTOR(S)

**MINUTES OF 341 MEETING AND
MOTION FOR CONFIRMATION OF PLAN**

NOW COMES the Trustee in the above referenced Chapter 13 case moving the Court for an Order confirming the Plan in the case and, in support, of said Motion, says unto the court:

1. That the debtor(s) appeared at the meeting of creditors, as required by 11 U.S.C. § 341 and submitted to an examination under oath by the Trustee on November 3, 2014, or has supplied answers to written interrogatories;
2. The debtor(s) has/have complied with all requirements of 11 U.S.C §521 (a) (1) (B) and Interim Bankruptcy Rules 1007 and 4002 (b), as modified and adopted by this Court, and this case has not been dismissed, nor is it subject to dismissal, under 11 U.S.C. §521 (i);
3. That there are no pending objections to confirmation or other filings or pleadings that would impede the confirmation of the Plan in this case;
4. That the trustee has reviewed the schedules and relative information in the debtor(s) petition and has made a determination of the disposable income for the debtor(s) in this case. The calculation of disposable income impacts what, if any, dividend will be received by unsecured creditors. The debtor(s) plan provides for payments of:

\$534.00	for	57	Months
	for		Months
	for		Months
	for		Months

5. That the liens of creditors which will not be paid in full during the term of the Plan or which are to be paid directly by the debtor(s) are not affected by the confirmation of this plan;
6. Generally, and subject to orders entered hereafter by the Court, any proof of claim that is not filed on or before February 2, 2015 ("Bar Date") shall be disallowed. Claims of governmental units, proofs of which are not filed before March 31, 2015 ("Government Bar Date") shall be disallowed;
7. That the claims of secured creditors shall be paid as secured to the extent of the claim or to the extent of the value of the collateral as set out below:



- a. Claims to be paid directly by the Debtor:

<u>Creditor</u>	<u>Collateral</u>	<u>Repayment Rate/Term</u>
NONE		

- b. Continuing Long Term Debts to be paid by the Trustee:

IF A PROOF OF CLAIM IS TIMELY FILED the claim is to be paid on a monthly basis according to the terms of the contract effective the first month after confirmation. Arrearages, if any, are to be paid over the life of the plan. Two post-petition contractual payments shall be included in the administrative arrearage claim. **The Debtor is to resume direct payments upon completion of plan payments.**
(SEE PARAGRAPH 8 BELOW)

<u>Creditor</u>	<u>Collateral</u>	<u>Repayment Rate/Term</u>
NONE		

- c. Claims paid to extent of claims as filed (no cramdown):

<u>Creditor</u>	<u>Collateral</u>	<u>Repayment Rate/Term</u>
#008 Greenville Sports & Imports	'01 Dodge Grand Caravan	\$3,137.67 @ 5.25% to be paid over life of plan
#009 Home Credit	'10 Ford Taurus	\$12,290.15 @ 5.25% to be paid over life of plan

- d. Claims paid to extent of value:

<u>Creditor</u>	<u>Collateral</u>	<u>Present Value</u>	<u>Repayment Rate/Term</u>
#005 Furniture Plus	Household goods	\$600.00 secured	5.25% to be paid over life of plan
		\$1,862.04 unsecured	NO CLAIM FILED

Pursuant to Local Rule 3070-1(b) some secured creditors may be entitled to pre-confirmation adequate protection payments.

8. **LONG TERM RESIDENTIAL MORTGAGE CLAIMS** shall be paid in a manner consistent with Local Rule 3070-2.

9. That the following creditors have filed secured proofs of claims but, due to the value placed on the collateral, the claims will be treated as unsecured and paid along with other unsecured claims. With respect to claims listed below for which the terms of repayment are listed as "Surrender,"

upon entry of an Order confirming the plan, as modified by this Motion, the automatic stay of §362(a) and the automatic co-debtor stay of §1301 shall thereupon be lifted and modified with respect to such property “for cause” under §362(a)(1), as allowed by Local Rule 4001-1(b).

Reference herein to “Direct” or “Outside” or similar language regarding the payment of a claim under this plan means that the debtor(s) or a third party will make the post-petition payments in accordance with the contractual documents which govern the rights and responsibilities of the parties of the transaction, including any contractual modifications thereof, beginning with the first payment that comes due following the order for relief;

10. That the treatment of claims indicated in paragraphs 7 and 9 above, are based on information known to the Trustee at the time of the filing of this Motion. The treatment of some claims may differ from that indicated if subsequent timely filed claims require different treatment;
11. That the following executory contracts and unexpired leases shall be either assumed or rejected as indicated below:

<u>Creditor</u>	<u>Property Leased/Contracted For</u>	<u>Treatment</u>
#012 Jamie Raseberry	Rent to own “96 Fleetwood	Assume
#013 Jerry & Sheri Smith	Residential rental	Assume
#014 Jerry & Sheri Smith	Residential rental arrears	\$800.00 to be paid over life of plan
		NO CLAIM FILED

12. That priority claims shall be paid in full over the term of the Plan;
13. That confirmation of this Plan will be without prejudice to pending Motions For Relief From the Automatic Stay and will be without prejudice to objections to claims and avoidance actions;
14. That confirmation of the Plan vests all property of the estate in the debtor(s);
15. That the attorney for the debtor(s) is requesting fees in the amount of \$3,700.00. The Trustee recommends to the Court a fee of \$3,700.00. If the recommended fee is different from that requested an explanation can be found in Exhibit ‘A’.

s/ Joseph A. Bledsoe, III
Joseph A. Bledsoe, III
Standing Chapter 13 Trustee



EXHIBIT 'A'

CASE NUMBER: 14-05721-5-DMW

DEBTORS: DENA K. LINGEFELT

EMPLOYMENT:Debtor: BROOKSTONE LIVING
CENTER/RENTAL INCOME/FOOD
STAMPS/BOYFRIEND INCOME

GROSS INCOME: \$46,935.72

Spouse:

Prior Bankruptcy cases: Yes ☐ No ☒ If so, Chapter filed

Disposition:

Real Property: House and Lot ☐ Mobile home ☒ Lot/Land ☐ Mobile Home/Lot ☐

Description: 1996 FLEETWOOD

FMV \$8,000.00

Date Purchased

Liens \$0.00

Purchase Price

Exemptions \$5,000.00

Improvements

Equity \$3,000.00

Insured For

Rent \$800.00

Tax Value

COMMENTS:**Attorney** Requested: \$3,700.00 (excluding filing fee)**Fees:** Paid: \$433.00 (excluding filing fee)

Balance: \$3,267.00

Trustee's Recommendation: \$3,700.00

Comments:

Plan Information:

<u>Plan Information:</u>		<u>After 341</u>		<u>Payout % After 341</u>	
Total Debts	\$40,257.03	Pay in	\$30,438.00	Priority	100.00%
Priority	\$3,267.00	Less 6.00%	\$1,826.28	Secured	100.00%
Secured	\$18,695.22	Subtotal	\$28,611.72	Unsecured	15.00%
Unsecured	\$18,294.81	Req. Atty. Fee	Incl. w/ claims	Joint	%
Joint Debts		Available	\$28,611.72	Co-Debts	%
Co-Debtor					

Payroll Deduction: Yes ☐ No ☒**Objection to Confirmation:** Yes ☐ No ☒

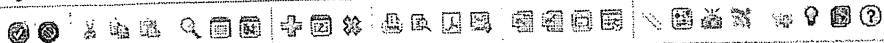
Pending: SEE COURT DOCKET

Resolved: SEE COURT DOCKET

Motions Filed: Yes ☐ No ☒

If so, indicate type and status: SEE COURT DOCKET

Hearing Date:



- Acct Fields
- UB Master
- Cons Hist
- Bill Header
- Bill Adjust
- Penalties
- Run/Commit

Bill header

Name DENA LINGEFELT Bill # 609347
 Location 804 TEN MILE FORK RD Bill date 06/20/2014
 Account# 001873 Mail date 06/20/2014
 From 05/12/2014 To 06/16/2014

Detail

Charge	Read Date	Meter Number	F	Curr Read	Curr Usage	Charge Amt
1W	06/16/2014	76203036	A	11670	1550	18.41
CBSV	06/16/2014					15.00

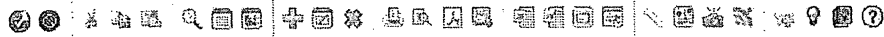
Projected penalties

If paid after due date 07/11/2014
 Penalty amt/percent .00
 Total due after due date 34.91

Amounts

Total charges 33.41
 Past due 1.50
 Interest due .00
 Tax levy/lien amt .00
 Paid amount .00
 Total due now 34.91

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Acct Fields

UB Master

Cons-Hist

Bill Header

Bill Adjust

Penalties

Run/Commit

Bill header

Name DENA LINGEFELT Bill # 423444
 Location 479 HWY 41 EAST Bill date 06/22/2010
 Account# 001650 Mail date 06/22/2010
 From 05/17/2010 To 06/15/2010

Detail

Charge	Read Date	Meter Number	R	Curr Read	Curr Usage	Charge Amt
1W	06/09/2010	28748657	A	1177880	2470	13.41

Projected penalties

If paid after due date 07/12/2010
 Penalty amt/percent .00
 Total due after due date 46.99

Amounts

Total charges 13.41
 Past due 33.58
 Interest due .00
 Tax levy/lien amt .00
 Paid amount .00
 Total due now 46.99

Trojan Booster Club
Jones Senior High School
1490 Hwy 58 S, Trenton, NC 28585
252-448-2451

July 19, 2015

Dear Super Booster Member:

I want to take this time to ~~THANK YOU~~ for your support of Jones Senior athletics for the past school year! Because of your generosity, we were able to provide needed, equipment and supplies to our sports' teams when the high school athletic budget could not. Because of your donations, we were able to provide something of need to every team: footballs and other football equipment, trainer supplies, team shirts to the tennis, basketball and baseball teams, golf visors, volleyball camp fees, meals on the way to playoff games and Hudl team software to our athletes. On the back of this letter is the Treasurer's report for the last two years. You will find that Super Boosters' donations made up the majority of our income and we couldn't have done anything without your support!

Last year, our athletes performed very well! The football team won a game, which was an improvement from their winless season the year before. Volleyball won the most games ever in their known history. Both boys and girls basketball made it to the playoffs in which two girls basketball players, Junior Franlena Brimage and Junior Latrina Gatling, scored a career 1000 points. Franlena was also named Coastal Plains Conference MVP. We had two athletes place in the Conference track meet, Senior Carlos Irving won the shot put and also placed third in discus and Senior Caleigh Fout placed third in the high jump. Both athletes along with Junior Bruce Rosario, participated in the track and field Eastern Regionals. Softball player, Junior Holly Sutton, was named conference MVP while, both baseball and softball teams made it to the playoffs. Boosters is very proud to say we supported these athletes, thanks to your contributions!

The Super Booster membership renewals will remain at \$300 for the 2015-16 school year. We plan to give you many benefits for your investment. Super Boosters will be advertised at every home game for every team. Super Boosters will also receive four All-Season sports passes (we do not plan to use the ticket system that we experimented with last year!) to all regular-season home games for all sports at Jones Senior and a sign on the Super 30 Booster board by the football field. **You will not be asked for sports donations the rest of the year!** We are grateful for your support of our student-athletes and want to ensure our parents and fans support your business in return!

Again, thank you for your support this year and we hope you continue to support our student-athletes by sending a check for \$300 to the high school's address above at my attention before August 31. If you have any questions, please do not hesitate to contact me.

Thank you for your support and Go Trojans!!



Dawn Kantz, President

Cell: 910-389-9987/ email: dawkan@yahoo.com